

REMARKS

Applicants respectfully request reconsideration and allowance of this application in view of the amendments above and the following comments. Claims 1-18 were pending in this application. By this amendment, claims 1-3, 4-5, 6-7, and 9-17 have been amended and claim 18 have been canceled without disclaimer or prejudice. Support for these amendments are found in the specification on page 2, forth paragraph, page 4, third paragraph through page 5, last paragraph, page 10, second paragraph, page 12 first and third paragraph and Figures 4 and 5. It is believed that no new matter has been added. Accordingly, claims 1-17 are pending.

On November 19, 2005 in a telephone conversation between Examiner Shameem and the undersigned, Paul Lim, the Examiner stated that an election just had to be made between the five groups but that a single compound did not have to be elected. The restriction has been elected with traverse because applicant believes that the other groups should be examined with Group 1 because they are closely; stereoselective synthesis of halogenated derivatives, synthesis of the stannylated precursor to facilitate labeling with radiohalogens ,and almost all derivatives are labeled with a halogen in the phenyl ring using oxidative radiohalogen.

Applicant would call the Examiner's attention to the Commissioner's Notice published in the Official Gazette on March 26, 1996, at 1184 OG 86. According to that

notice:

“[A]pplicant may be called upon under 35 U.S.C. § 121 to elect claims to either the product or the process. The claims to the non-elected invention will be withdrawn from further consideration. However, in the case of an elected product claim, rejoinder will be permitted when a product claim is found allowable and the withdrawn process claim depends from and otherwise includes all the limitations of an allowed product claim.”

See also MPEP §821.04 (“Rejoinder”). Applicant presumes that the Examiner is proceeding in accordance with this notice, and that the process claims will be rejoined and examined in the event that the product claims are found to be allowable. If not, then Applicant would appreciate an explanation from the Examiner of why this notice is not applicable.

Applicants reserve the right to prosecute the subject matter of the non-elected claims in a divisional application, if such subject matter is not ultimately granted here.

Early and favorable action is earnestly solicited.

CONDITIONAL PETITION FOR EXTENSION OF TIME

If entry and consideration of the amendments above requires an extension of time, Applicants respectfully requests that this be considered a petition therefor. The Commissioner is authorized to charge any fee(s) due in this connection to Deposit Account No. 14-1263.


ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess, to Deposit Account No. 14-1263.

Respectfully submitted,

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By



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